



PATENT

Case Docket No. ENDOC.011APC  
Date: September 27, 2006

## TRANSMITTAL LETTER

### RESPONSE TO NOTIFICATION OF DEFECTIVE RESPONSE TO NOTICE OF MISSING REQUIREMENT

Applicant : Girard, et al.  
App. No : 10/539,527  
Filing Date : July 10, 2006  
For : NF-HEV COMPOSITIONS AND METHODS OF USE  
Art Unit : 1645

#### CERTIFICATE OF MAILING

I hereby certify that this correspondence and all marked attachments are being deposited with the United States Postal Service as first-class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on

September 27, 2006

(Date)

  
Jerry L. Hefner, Reg. No. 53,009

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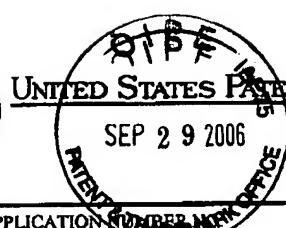
Dear Sir:

In response to the Notice of Defective Response to the Notice to File Missing Parts of Application Under 37 CFR 1.53(f), which was mailed by the Office on August 28, 2006, enclosed are:

- (X) A Notice of Defective Response.
- (X) Sequence Listing in Computer Readable Format (CRF).
- (X) Sequence Submission Statement.
- (X) Return prepaid postcard.
- (X) The Commissioner is hereby authorized to charge any additional fees which may be required, now or in the future, or credit any overpayment, to Account No. 11-1410.

  
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|                               |                       |                  |
|-------------------------------|-----------------------|------------------|
| U.S. APPLICATION NUMBER       | FIRST NAMED APPLICANT | ATTY. DOCKET NO. |
| 10/539,527                    | Jean-Phillie Girard   | ENDOC.011APC     |
| INTERNATIONAL APPLICATION NO. |                       | PCT/IB03/06477   |
| I.A. FILING DATE              |                       | PRIORITY DATE    |
| 12/18/2003                    |                       | 12/19/2002       |
| CONFIRMATION NO. 2903         |                       |                  |
| 371 FORMALITIES LETTER        |                       |                  |
|                               |                       |                  |
| *OC000000020208076*           |                       |                  |

Date Mailed: 08/28/2006

## NOTIFICATION OF DEFECTIVE RESPONSE

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495)

- Priority Document
- Copy of the International Application filed on 06/17/2005
- English Translation of the IA filed on 06/17/2005
- Copy of the International Search Report filed on 06/17/2005
- Copy of IPE Report filed on 06/17/2005
- Preliminary Amendments filed on 06/17/2005
- Information Disclosure Statements filed on 06/17/2005
- Oath or Declaration filed on 07/10/2006
- Request for Immediate Examination filed on 06/17/2005
- U.S. Basic National Fees filed on 06/17/2005
- Priority Documents filed on 06/17/2005
- Power of Attorney filed on 07/10/2006

Applicant's response filed 07/10/2006 is hereby acknowledged. The following requirements set forth in the NOTIFICATION of MISSING REQUIREMENTS mailed 03/07/2006 have not been completed.

- A copy of the "Sequence Listing" in computer readable form has not been submitted as required by 37 CFR 1.821(e). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing" and a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

Applicant is required to complete the response within a time limit of ONE MONTH from the date of this Notification or within the time remaining in the response set forth in the Notification of Missing

Requirements, whichever is the longer. No extension of this time limit may be granted under 37 CFR 1.136, but the period for response set in the Notification of Missing Requirements may be extended under 37 CFR 1.136(a).

Applicant is cautioned that correction of the above items may cause the specification and drawings page count to exceed 100 pages. If the specification and drawings exceed 100 pages, applicant will need to submit the required application size fee.

For questions regarding compliance to 37 CFR 1.821-1.825 requirements, please contact:

- For Rules Interpretation, call (571) 272-0951
- For Patentin Software Program Help, call Patent EBC at 1-866-217-9197 or directly at 703-305-3028 / 703-308-6845 between the hours of 6 a.m. and 12 midnight, Monday through Friday, EST.
- Send e-mail correspondence for Patentin Software Program Help @ [ebc@uspto.gov](mailto:ebc@uspto.gov)

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice MUST be returned with the response.*

LAMONT M HUNTER

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Telephone: (703) 308-9140 EXT 201

**PART 1 - ATTORNEY/APPLICANT COPY**

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| U.S. APPLICATION NUMBER NO. | INTERNATIONAL APPLICATION NO. | ATTY. DOCKET NO. |
|-----------------------------|-------------------------------|------------------|
| 10/539,527                  | PCT/IB03/06477                | ENDOC.011APC     |

FORM PCT/DO/EO/916 (371 Formalities Notice)